



STATE OF INDIANA

OFFICE OF THE ATTORNEY GENERAL
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INDIANAPOLIS, INDIANA 46204

CURTIS T. HILL, JR.
ATTORNEY GENERAL

August 7, 2019

Jamie Corey
MuckRock News
DEPT MR 44254
411A Highland Ave.
Somerville, MA 02144-2516

Sent Via Email: 44254-51162599@requests.muckrock.com

RE: Public Records Request received July 24, 2018

Dear Ms. Corey:

This letter is in response to your public records request received by our office via email on July 24, 2018. You specifically requested the following:

"All records that pertain to the following entities:

- Republican Attorneys General Association ("RAGA")
- Rule of Law Defense Fund ("RLDF")

The scope of this request includes the Attorney General, any employee in the office of the attorney general that coordinates the attorney general's schedule, and any other employee within the Office of the Attorney General that communicates and/or participates in events and/or meetings with the Republican Attorneys General Association ("RAGA") and the Rule of Law Defense Fund ("RLDF"). The search for records should include emails, attachments (both sent and received), agendas, notes, minutes, scheduling records, text messages and material obtained in person at RAGA, RLDF events and/or meetings.

The search for records may be limited to those sent and received between March 1, 2017 and the date of your final response. Please exclude all press clips.

Please note that as a member of the Republican Attorneys General Association ("RAGA") and the Rule of Law Defense Fund ("RLDF"), the attorney general is acting in his official capacity. Please note that this request includes all emails

sent and received on official state email accounts, as well as any other email accounts that have been used for official business.

After reviewing our records, we have found seven records that are responsive to your request. While one record is disclosable and included, we are not able to disclose the six records identified as responsive.

The Access to Public Records Act generally allows for any person to inspect the public records of any public agency. However, it also provides that certain public records may be exempted from disclosure at the discretion of the public agency if the records are a diary, journal, or other personal note serving the functional equivalent of a diary or journal under Ind. Code § 5-14-3-4(b)(7). The Indiana Public Access Counselor (PAC) has opined that calendars may be discretionarily withheld under Ind. Code § 5-14-3-4(b)(7). The records we are declining to enclose are part of a calendar entry that is considered a diary, journal, or other personal note serving the functional equivalent of a diary or journal. We have further guidance from the Indiana Public Access Counselor that the exemption in (b)(7) applies to the entire record in spite of the general requirement that an agency separate disclosable information from nondisclosable information. (See Advisory Opinion of the Indiana Public Access Counselor 05-FC-152 and Informal Inquiry 09-INF-7 available at <http://www.in.gov/pac/>). Last, please note that we have redacted one email address under Ind. Code § 5-14-3-4(b)(8), the personnel file exception.

This completes our review of the records you requested. If you have any questions regarding this public records request, please feel free to contact our office.

Sincerely,

/s/Lauren Houck

Lauren Houck
Asst. Deputy Director of Communications

Enclosure